

Memo to: Joint Legislative Commission on Governmental Operations

From: Doug Brocker and Dauna Bartley, Counsel and Rule Making Coordinators,
North Carolina State Board of Dental Examiners

Date: November 5, 2019

Re: Request for Consultation

Please accept this Memorandum and attachments as the North Carolina State Board of Dental Examiners' ("Dental Board") request pursuant to N.C. Gen. Stat. § 12-3.1 for a consultation regarding proposed adoption of 21 NCAC 16A .0106 that would establish a fee for a petition for a predetermination of whether the individual's criminal history will likely disqualify him/her from obtaining a dental license or dental hygiene license.

Proposed Adoption Establishing Fee

The Dental Board proposes new rule 21 NCAC 16A .0106 that would establish a \$45.00 fee for a petition for a predetermination of whether the individual's criminal history will likely disqualify him/her from obtaining a dental license or dental hygiene license. This proposed fee would cover the Dental Board's cost of reviewing these petitions.

Statutory Authority for Fee

Pursuant to G.S. 93B-8.1(b6), effective October 1, 2019, the Dental Board may charge up to \$45.00 to recoup its costs.

Reason for Requested Fee

The Dental Board incurs costs and utilizes resources to process and review these petitions for predetermination. The Dental Board requests the fee to help defray the expenses incurred by the Dental Board in conducting the review of the petitions.

A copy of the proposed rule is attached. We submitted this rule to the Office of Administrative Hearings/Rules Division for publication on November 5, 2019.

Thank you for your consideration of this request.

cc: Commission Assistant
General Assembly Fiscal Research Division